

REVISOR'S NOTE: This subsection is new language added to indicate that a reference in this article to a "county" includes Baltimore City, unless the reference specifically provides otherwise.

Article 1, § 14(a) of the Code provides that "county" includes Baltimore City "unless such construction would be unreasonable". Since the word "unreasonable" in that section has been interpreted in various ways, the Public Utility Companies Article Review Committee decided that an explicit definition of "county" should be included in this article.

(F) ELECTRIC COMPANY.

(1) "ELECTRIC COMPANY" MEANS A PUBLIC SERVICE COMPANY THAT:

(I) OWNS AN ELECTRIC PLANT AND TRANSMITS, SELLS, OR DISTRIBUTES ELECTRICITY;

(II) GENERATES ELECTRICITY FOR DISTRIBUTION OR SALE; OR

(III) IS AUTHORIZED TO INSTALL OR MAINTAIN FACILITIES IN, OVER, OR UNDER STREETS FOR FURNISHING OR DISTRIBUTING ELECTRICITY.

(2) "ELECTRIC COMPANY" INCLUDES A MUNICIPAL CORPORATION THAT IS IN THE BUSINESS OF SUPPLYING ELECTRICITY FOR OTHER THAN MUNICIPAL PURPOSES.

(3) "ELECTRIC COMPANY" DOES NOT INCLUDE A COMPANY THAT GENERATES OR TRANSMITS ELECTRICITY EXCLUSIVELY FOR ITS OWN USE.

REVISOR'S NOTE: This subsection is new language derived without substantive change from former Art. 78, § 2(e).

In paragraph (1)(iii) of this subsection, the reference to "install[ing] or maintain[ing] facilities" is substituted for the former reference to "erect[ing], lay[ing] down, or maintain[ing] wires, pipes, conduits, ducts or other fixtures" for brevity.

Also in paragraph (1)(iii) of this subsection, the former reference to "maintain[ing] underground conduits or ducts for electrical conductors" is deleted as included in the reference to "maintain[ing] facilities ... for furnishing or distributing electricity".

Defined terms: "Company" § 1-101

"Electric plant" § 1-101

"Public service company" § 1-101

(G) ELECTRIC PLANT.

"ELECTRIC PLANT" MEANS THE MATERIAL, EQUIPMENT, AND PROPERTY OWNED BY AN ELECTRIC COMPANY.

REVISOR'S NOTE: This subsection is new language derived without substantive change from former Art. 78, § 2(f).